Case 1:00-ov-01:689-SHR -- Document 7 -- Filed 1:0/04/2000 -- Page 1-of-3

See Attachment

10/5/00 Ge

IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JOE KING,

CIVIL ACTION NO. 1:CV-00-1389

Petitioner

V.

FILED HARRISBURG, PA

RAYMOND COLLERAN, Superintendent; and ATTORNEY GENERAL OF PENNSYLVANIA.

OCT 0 4 2000

Respondents

MARY E. D'ANDREA, CLERK Per ______ Geplity Clerk

ORDER

On August 11, 2000 Petitioner filed a petition for habeas corpus and an application to proceed in forma pauperis. On August 14, 2000 the court ordered that Petitioner amend his habeas petition to demonstrate whether he had exhausted his state remedies. On September 28, 2000 Petitioner filed an amendment to his petition for writ of habeas corpus which states that the Supreme Court of Pennsylvania affirmed the lower state court's denial of his Post Conviction Relief Act petition on August 22, 2000. Accordingly, IT IS HEREBY ORDERED THAT:

- 1) Plaintiff is granted leave to proceed in forma pauperis;
- 2) Respondents shall show cause within twenty (20) days of the date of this order why Petitioner should not be granted habeas corpus relief;
- 3) A determination as to whether or not Petitioner should be produced for a hearing will be held in abeyance pending the filing of a response; and

4) Petitioner shall, if he so desires, file a reply to the response to the show-cause order within fifteen (15) days of its filing.

SYLVIA H. RAMBO United States District Judge

Dated: October 4, 2000.

UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

* * MAILING CERTIFICATE OF CLERK * *

October 4, 2000

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